

damages that any individual or individuals may sustain by the construction of said Road.

III. *Be it further enacted*, That the said Commissioners shall report to the County Courts of Wilkes and Ashe, and if said Courts, a majority of the Justices being present, shall concur in said reports, then it shall be their duty to order out a sufficient number of hands to work out said Road.

IV. *And be it further enacted*, That said Commissioners shall be paid for their services, at the discretion of said Courts; likewise the damages assessed by said Commissioners.

[Ratified 7th of January, 1839.]

CHAPTER LVIII.

AN ACT to authorize the laying off and establishing a Turnpike Road from Cove Creek, in Rutherford county, to Joseph Garrius', in Buncombe county.

Be it enacted by the General Assembly of the State of North-Carolina, and it is hereby enacted by the authority of the same, That John W. Harris, Aaron W. Whitesides and Martin Beam, of the county of Rutherford, and James Brevard, James W. Patton and Lambert Clayton, of the county of Buncombe, be, and they are hereby appointed Commissioners, with power and authority to open books and receive subscriptions to the amount of ten thousand dollars, which sum shall constitute the capital stock of the Company hereby incorporated, for the purpose of making and keeping in repair a Turnpike Road, commencing at Cove Creek Bridge in Rutherford county, thence along or near the State Road crossing the Blue Ridge, at the Hickory Nut Gap, to Joseph Garrius' in Buncombe county; and the said Commissioners,